

EXHIBIT A

Case #2022-01352

Case Number	2022-01352
Matter Code	
Commencement Date	3/21/2022 5:19:57 PM
Last Filing Date	2/8/2024
Days Open	708
Case Type	WRIT OF SUMMONS
PFA Number	
Caption Plaintiff	COHEN, KEITH A
Caption Defendant	BENSALEM TOWNSHIP
Lis Pendens Indicator	No
Status	1
Judge	DENISE M. BOWMAN
Judge Code	42
Parcel Number	
Remarks	WRIT OF SUMMONS TORT OTHER POLICE MISCONDUCT MONEY DAMAGES
Sealed	No
Consolidated	No

Plaintiffs

Name	Address	Counsel	Notify	Sequence	ProSe	Status
COHEN, KEITH A	2055 SOUTH STREET PHILADELPHIA, PA 19146 UNITED STATES	Levenberg, David London, Joseph L.	Yes	1		

Defendants

Name	Address	Counsel	Notify	Sequence	ProSe	Status
BENSALEM TOWNSHIP	2400 BYBERRY ROAD BENSALEM, PA 19020 UNITED STATES	DiDomenicis, Robert P.	Yes	1		
BAILEY, STEVE	2400 BYBERRY ROAD BENSALEM, PA 19020 UNITED STATES	DiDomenicis, Robert P.	Yes	2		
BENSALEM POLICE DEPARTMENT	2400 BYBERRY ROAD BENSALEM, PA 19020 UNITED STATES	DiDomenicis, Robert P.	Yes	3		
BENSALEM TOWNSHIP POLICE DEPARTMENT	2400 BYBERRY ROAD BENSALEM, PA 19002 UNITED STATES	DiDomenicis, Robert P.	Yes	4		
CATROMBON, JOHN	2400 BYBERRY ROAD BENSALEM, PA 19020 UNITED STATES	DiDomenicis, Robert P.	Yes	5		
GWILLIAM, OFFICER	2400 BYBERRY ROAD BENSALEM, PA 19020 UNITED STATES	DiDomenicis, Robert P.	Yes	6		
HORDIJENKO, OFFICER	2400 BYBERRY ROAD BENSALEM, PA 19020 UNITED STATES	DiDomenicis, Robert P.	Yes	7		

Docket Entries

Seq.	Filing Date	Docket Text	Sealed	Filing ID
0	3/21/2022 5:19:57 PM	E WRIT OF SUMMONS TORT OTHER POLICE MISCONDUCT MONEY DAMAGES	No	13066207

Seq.	Filing Date		Docket Text	Sealed	Filing ID
1	3/28/2022 2:07:09 PM		RECEIVED IN SHERIFF'S OFFICE FOR SERVICE. TRANSACTION # 2022 1 03760 AMOUNT PAID \$280.00	No	13072275
2	3/30/2022 2:21:18 PM		SHERIFF'S RETURN, UNDER OATH, FILED. DEPUTY THOMAS DICAMPELLO ON 3/30/2022 AT 11:14 AM, SERVED DEFENDANT(S) PURSUANT TO PA.R.C.P. #402(A), SERVED PERSON IN CHARGE OF BUSINESS (A)(2)(III) LT. SCHUMAN. SERVED PIC WHO ACCEPTED SERVICE FOR ALL DEFTS. 2400 BYBERRY ROAD, BENSALEM, PA 19020,	No	13074594
3	4/4/2022 3:16:36 PM	E	ENTRY OF APPEARANCE OF ROBERT DIDOMENICICS ESQ., ENTERED FOR DEFTS. WITH SERVICE ON 04/04/2022.	No	13078273
4	4/4/2022 3:18:06 PM	E	JURY TRIAL DEMANDED BY DEFTS. WITH SERVICE ON 04/04/2022.	No	13078281
5	4/1/2023 1:23:26 AM		CASE INTERVENTION ORDER ENTERED. THIS ORDER WAS DOCKETED AND SENT PURSUANT TO PA.R.C.P.236	No	13339243
6	7/20/2023 4:19:25 PM		AMENDED CASE INTERVENTION ORDER ENTERED JULY 19, 2023 BY ROBERT O. BALDI, J. THIS ORDER/JUDGMENT WAS DOCKETED AND SENT ON 07/21/2023 PURSUANT TO PA. R. C. P. 236.	No	13420918
7	7/26/2023 9:20:56 AM	E	PRAECIPE FOR RULE TO FILE COMPLAINT FILED. RULE RETURNABLE TWENTY DAYS AFTER SERVICE THEREOF. WITH SERVICE ON 07/25/2023.	No	13424118
8	10/1/2023 2:02:02 AM		COURT ADMIN CASE MANAGEMENT ORDER ENTERED. CERTIFIED READY DATE 9/21/2023	No	13474403
9	10/3/2023 2:54:44 PM	E	MOTION/PETITION FOR EXTENSION OF TIME WITH RESPECT TO THE TRIAL CERTIFICATION BY BENSALEM TOWNSHIP. WITH SERVICE ON 10/03/2023.	No	13476587
10	10/12/2023 11:32:40 AM	E	MEMORANDUM OF LAW/BRIEF (SUPPLEMENTAL) BY DEFTS IN SUPPORT OF MOTION FOR EXTENSION OF TIME. WITH SERVICE ON 10/12/2023.	No	13482778
11	11/14/2023 11:51:31 AM		CASE MANAGEMENT ORDER ENTERED. CERTIFIED READY DATE 1/5/2024 NOVEMBER 13, 2023 BY ROBERT O. BALDI, J. THIS ORDER/JUDGMENT WAS DOCKETED AND SENT ON 11/14/2023 PURSUANT TO PA. R. C. P. 236.	No	13506724
12	11/27/2023 3:44:56 PM	E	PRAECIPE UNDER B.C.R.C.P. 208.3(B). BY DEFTS WITH SERVICE ON 11/27/2023. WITH SERVICE ON 11/27/2023.	No	13515064
13	12/28/2023 3:31:26 PM		PRAECIPE UNDER BCRCP 208.3(B) RETURNED TO COUNSEL BY COURT ADMINISTRATOR AS INAPPROPRIATE FOR RULE 208.3(B) DISPOSITION. FILED 11/27/2023	No	13538415
14	1/5/2024 10:46:43 AM	E	MOTION/PETITION BY DEFTS FOR EXTRAORDINARY RELIEF. WITH SERVICE ON 01/05/2024.	No	13543711
15	2/6/2024 1:33:15 PM		ORDER ENTERED BY ROBERT O. BALDI, J. THIS ORDER/JUDGMENT WAS DOCKETED AND SENT ON 02/06/2024 PURSUANT TO PA. R. C. P. 236.	No	13568684
16	2/7/2024 11:45:23 AM	E	ENTRY OF APPEARANCE OF JOSEPH LONDON ESQ., ENTERED FOR PLAINTIFF	No	13569706
17	2/8/2024 4:11:17 PM	E	COMPLAINT IN TRESPASS - OTHER.	No	13571665

EXHIBIT B

**IN THE COURT OF COMMON PLEAS OF
BUCKS COUNTY CIVIL DIVISION**

Keith A. Cohen
2055 South Street
Philadelphia, PA 19146
Plaintiff

vs.

Bensalem Township
2400 Byberry Road
Bensalem, PA 19020

Bensalem Police Department
2400 Byberry Road
Bensalem, PA 19020

Bensalem Township Police Department :
2400 Byberry Road
Bensalem, PA 19020

John Catrombon
2400 Byberry Road
Bensalem, PA 19020

Steve Bailey
2400 Byberry Road
Bensalem, PA 19020

Officer Hordijenko
2400 Byberry Road
Bensalem, PA 19020

Officer Gwilliam
2400 Byberry Road
Bensalem, PA 19020

Defendants

No: **2022-01352**

Civil Action Complaint

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages you must take action within twenty (20) days after this complaint and notice are served by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE GO TO OR TELEPHONE THE OFFICES SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Bucks County Bar Association
135 East State Street Doylestown, PA 8901
Phone (215) 348-9413,
1-800-479-8585
www.bucksbar.org

PA Bar Association: www.pabar.org

Joseph L. London, Esquire
Attorney ID #15852
510 Lakeside Office Park
Southampton, PA 18966
215-364-3937 215-364-4599(F)
joeyley@aol.com

LAW OFFICES OF JOSEPH L. LONDON, P.C.
BY: JOSEPH L. LONDON, ESQUIRE
ATTORNEY IDENTIFICATION 15852
510 LAKESIDE DRIVE
LAKESIDE OFFICE PARK
SOUTHAMPTON, PA 18966
(215) 364-3937

Attorney for Plaintiff

**IN THE COURT OF COMMON PLEAS OF BUCKS
COUNTY CIVIL DIVISION**

Keith A. Cohen
2055 South Street
Philadelphia, PA 19146
Plaintiff

No: **2022-01352**

vs.

Civil Action Complaint

Bensalem Township
2400 Byberry Road
Bensalem, PA 19020

Bensalem Police Department
2400 Byberry Road
Bensalem, PA 19020

Bensalem Township Police Department :
2400 Byberry Road
Bensalem, PA 19020

John Cantrombon
2400 Byberry Road
Bensalem, PA 19020

Steve Bailey
2400 Byberry Road
Bensalem, PA 19020

Officer Hordijenko
2400 Byberry Road
Bensalem, PA 19020

Officer Gwilliam
2400 Byberry Road
Bensalem, PA 19020

Defendants

CIVIL ACTION COMPLAINT

Factual Background:

1. On or about the 24th day of March 2022, and for sometime prior thereto, the Defendant Bensalem Township was a governmental agency, duly organized and existing under the laws of the Commonwealth of Pennsylvania and in furtherance thereof did and were required to provide safe and competent police personnel and police training in, on, about and around Bensalem Township in Bucks County, Pennsylvania.
2. On or about the aforesaid date, and for sometime prior thereto, the Defendant Bensalem Police Department and/or Defendant, Bensalem Township Police Department were municipal departments of the Defendant Bensalem Township and as agents, servants, workmen, and/or employees of each other and in furtherance thereof did and were required to provide safe and competent police personnel and police training in, on, about and around Bensalem Township in Bucks County Pennsylvania.
3. On or about the aforesaid date, the defendants John Catrombon, Steve Bailey, Officer Hordijenko, Office Gwilliam and others, currently unknown, were police officers, trained, placed upon the streets of Bensalem Township as agents, servants, workmen and/or employees of the Defendants Bensalem Township, Bensalem Police Department, and/or Bensalem Township Police Department operating under color of state law and in concert therewith, as agents, servants, workmen and/or employees of each other were charged and required to protect and serve as well as act in protecting and assisting any citizens encountered in furtherance of their duties to provide and keep them safe and secure according to the laws of the Commonwealth of Pennsylvania and the United States of America.

4. On or about the aforesaid date, Plaintiff, Keith A. Cohen was the operator of a motor vehicle that had broken down and was inoperable in the right curb lane on Street Road at or near its intersection with the I-95 overpass in Bensalem Township, Bucks County, Commonwealth of Pennsylvania.

5. Plaintiff thereupon promptly notified 911 emergency services and his pre-paid towing company that he would need assistance to remove the disabled motor vehicle to a local repair shop.

6. Defendant police officers, aforesaid, arrived on the scene before the pre-paid tow truck called by Plaintiff and parked their vehicles directly behind the motor vehicle in which Plaintiff was sitting and informed Plaintiff that he would have to use a tow truck called by them rather than the one dispatched to the scene at Plaintiff's request.

7. Plaintiff again called 911 Emergency to complain about the action of the police officers on the scene and request further assistance be dispatched to the scene as the police officer had become belligerent in their interactions with the Plaintiff.

8. Plaintiff objected to the use of any tow truck not authorized by him and further was unable to pay the fee quoted by the towing company called by the police whereupon he was forcibly removed from the disabled motor vehicle by the police officers, held, twisted, kneed, thrown to the ground, handcuffed over his continuing objections, searched and placed under arrest without cause and put in a police van for transportation.

9. At all times material hereto, traffic was light and able to move past the disabled vehicle in the adjacent lane without difficulty and police did not direct traffic or place warning cones or signals because Plaintiff was in no way obstructing the movement of traffic.

10. Plaintiff continued to object to his arrest without cause and that the handcuffs were too tight and caused bleeding on and about his wrists but the Defendant police officers ignored his pleas for help and relief from further injury and continued to use unnecessary and excessive force.

11. Plaintiff was driven to Madison court in Bensalem Township, where his handcuffs were removed and he was released from custody to fend for himself from multiple injuries sustained as a result of the Defendant's conduct.

12. Plaintiff then had to seek and did secure emergency medical care for his injuries on his own.

13. Plaintiff's car was impounded and he was forced to pay a \$350 fee to retrieve it.

14. On April 13th, 2020, Plaintiff filed a complaint with Defendants, on the form required by them, for the conduct of their police officers but never heard the outcome of any action or resolution of the complaint. A copy of filed Complaint is attached and marked Exhibit "A")

15. In an apparent retaliation for the Complaint filed by the Plaintiff, Defendants thereafter filed multiple criminal charges against the Plaintiff which have ultimately caused him great harm in attempting to pursue his everyday work activities with school age tennis players.

16. Plaintiff, at all times material hereto was peaceable and never gave any cause for Defendants to act in the manner they did and to cause Plaintiff injury, his arrest and confinement.

17. As a result of the aforesaid occurrence, the Plaintiff, was caused to suffer sever and permanent physical injuries, in, on and about his person including serious impairment of body function, more particularly; a severe, permanent and resultant post-traumatic chronic sprain and strain of the cervical spine with radiculitis and resultant injuries to his nerves, muscles, ligaments, discs, bones, and blood vessels thereof with radiculopathy; multiple contusions, sprains and strains of the wrists and hands with bleeding and resultant right wrist TFCC tear and right thumb numbness; bilateral shoulder, left thigh and left knee sprain and strains; multiple contusions, sprains and strains to the right rib cage, a sever shock to his nerves and nervous system with headaches and dizzy spells and other sever injuries in, on and about his head, arms, legs, neck, back and body all of which have caused him great pain, suffering and inconvenience and have prevented him from attending his usual customary duties, avocations and occupations and all of which have caused him to sustain a loss of earnings and/or earning power and all of which may continue for an indefinite time in the future and be permanent in nature.

18. As a result of the aforesaid occurrence, the Plaintiff has been forced and may in the future be forced to expend large and various sums of monies for medical services, x-rays, medications, hospitalizations, and other various expenses, to treat and cure himself of the injuries he sustained in the incident aforesaid, all of which may continue for an indefinite time into the future.

19. Further, as a result of the aforesaid occurrence, the Plaintiff has sustained other expenses all of which has been to his great financial damage, loss, and impaired his ability for future employment.

COUNT I

Plaintiff vs. Defendant Officers Excessive Force/Assault & Battery/False Arrest/False Imprisonment

20. Plaintiff, incorporated by reference hereto, the relevant allegations contained within the paragraphs above inclusive, as full as though they were herein set forth at length.

21. At all times relevant hereto, Plaintiff had not committed any infraction to otherwise legally justify the excessive force, assault and battery and/or the conduct employed by the Defendants.

22. Defendants' detention and arrest of Plaintiff lacked probable cause or other legal justification and could have been easily resolved in a more efficient way i.e. allowing Plaintiff's tow truck to arrive and remove vehicle, and/or placing warning cones on shoulder of highway until tow truck arrived.

23. Defendants placed Plaintiff in fear of physical harm and contact (assault) and then physically harmed and contacted Plaintiff (battery), without justification, permission or consent.

24. Defendants' actions set forth above were committed under color of state law and were violations of Plaintiff's clearly established and well settled constitutional and legal rights.

25. After the aforesaid occurrence, Plaintiff did give timely and reasonable notice to the aforesaid Defendants and proof of the facts of the occurrence, injuries and expenses incurred.

26. Plaintiff hereby suffered from the excessive force and by Defendants' excessive and wrongful conduct violation of the Constitution of the United States including the fourth, eighth, and fourteenth amendments thereof, actionable though 42 U.S.C. 1983, et. Seq., common law and state law.

WHEREFORE, Plaintiff respectfully requests this Honorable Court to enter Judgement on *Count I Excessive Force/Assault & Battery/False Arrest/False Imprisonment* in his favor and against the Defendants, in excess of \$50,000.00 for actual damages; punitive damages attorney's fees, cost of suit and any other relief this Honorable Court deems just and proper.

COUNT II

*Plaintiff vs. Defendants
Excessive Force/False Arrest/False Imprisonment
Violations of the Fourth, Eighth, and Fourteenth Amendments of the United States Constitution*

27. Plaintiff, incorporated by reference hereto, the relevant allegations contained within the paragraphs above inclusive, as full as though they were herein set forth at length.

28. Defendants' detention and arrest aforesaid were unlawful, being a false arrest and false imprisonment, in violation of Plaintiff's Fourth Amendment right to be secure against unreasonable seizures. U.S. Constitution Amendment IV.

29. Defendant's use of excessive force aforesaid violated Plaintiff's Fourth Amendment right to be secure against unreasonable seizures. U.S. Constitution Amendment IV.

30. Defendants' use of excessive force aforesaid violated Plaintiff's Eighth Amendment right to be free from cruel and unusual treatment and punishment. U.S. Constitution Amendment VIII.

31. Defendants' use of excessive force aforesaid violated Plaintiff's Fourteenth Amendment rights because he was deprived of liberty without due process. U.S. Constitution Amendment XIV.

WHEREFORE, Plaintiff respectfully requests this Honorable Court to enter Judgement on *Count II Excessive Force/False Arrest/False Imprisonment Violations of the Fourth, Eighth, and Fourteenth Amendments of the United States Constitution* in his favor and against the Defendants, in excess of \$50,000.00 for actual damages; punitive damages attorney's fees, cost of suit and any other relief this Honorable Court deems just and proper.

COUNT III

*Plaintiff vs. Defendants
Monell Claims*

Failure to Train and Have Proper Procedures and Safeguard in Place

32. Plaintiff, incorporated by reference hereto, the relevant allegations contained within the paragraphs above inclusive, as full as though they were herein set forth at length.

33. Prior to the events described herein, Defendants Developed, practiced and maintained policies and customs exhibiting deliberate indifference to the constitutional rights of persons within the geographic and jurisdictional limits of Bensalem Township which caused violations of Plaintiff's constitutional and other rights.

34. The Defendant Municipality is liable for the Defendant Officer's actions and violations of Plaintiff's constitutional rights, and when that violation is repeated and ignored or encouraged as an official municipal policy, an unofficial custom, or because the municipality was deliberately indifferent in a failure to protect the public.

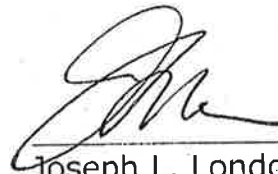
35. The above acts and omissions by Defendants as the employer, supervisor, and policy maker in failing to properly control, train, discipline, and investigate the prior conduct of Defendant police officer demonstrated a deliberate indifference to the rights of citizens including the Plaintiff and were the cause of the violation of Plaintiff's rights.

36 Defendant's failed to properly investigate the background of Officer Catrombon who previously resigned from the Bethlehem Police. Officer Catrombon was forced to resign from the Bethlehem Police for failure to report his own arrest for slapping a woman and working on their police force without the proper credentials.

35. Plaintiff suffered harm due to Defendants' conduct and the failure to properly train officers in a non-emergency situation and the insistence of the police to use their own particular towing agency, when the Plaintiff had secured his own towing company that would have arrived within the hour.

WHEREFORE, Plaintiff respectfully requests this Honorable Court to enter Judgement on *Count III Monell Claims Failure to Train and Have Proper Procedures and Safeguard in Place of the United States Constitution* in his favor and against the Defendant, in excess of \$50,000.00 for actual damages; punitive damages attorney's fees, cost of suit and any other relief this Honorable Court deems just and proper.

Respectfully Submitted,



Joseph L. London
Attorney No: 15852
510 Lakeside Drive
Southampton, PA 18966
215.364.3937 215.364.4599(F)
joeyler@aol.com

VERIFICATION

The undersigned, having read the attached pleading, hereby verifies that the within pleading is based on information furnished to counsel or which information has been gathered by counsel in the course of the lawsuit.

The language of the pleading is that of counsel and not of the signer.

Signer verifies that they have read the within pleading and that is true and correct to the best of their knowledge, information, and belief. This verification is made subject to the penalties of 18 Pa. C.S.A. § 4904 relating to unsworn falsification to authorities.

Dated: _____

2/8/2024

Keith A. Cohen

Keith A. Cohen

Exhibit “A”



Bensalem Township Police Department

Complaint Against Police Statement Form

Complainant's Name: **KEITH A. COHEN** Home Phone: **267-252-2631**
 Address: **1410 S. 7th St. Phila., PA 19117** Bus. Phone:
 Witnesses Name: Home Phone:
 Officer Receiving Complaint: Date/Time:
 Nature of Complaint: **Assault, false imprisonment, & arrest**
 Type of Incident: **Asking for assistance with my disabled auto**
 Location: **Street Road & I-95 Overpass** Date/Time: **3/24/2020 about 4 P.M.**
 Officer(s)/Personnel Involved: **Multiple Bensalem Township Police Officers**

Synopsis:

See Attached.

Additional page(s) Attached: ☒ yes ☐ no

Unsworn Falsification to Authorities, Statements "Under Penalty"- A person commits a misdemeanor of the third degree, if he/she makes a written false statement which he/she does not believe to be true, on or pursuant to a form bearing notice, authorized by law, to the effect that false statements made therein are punishable. (Title 18, Section 4904.b), and/or False Reports to Law Enforcement Authorities - A person commits a misdemeanor of the second degree, if he/she knowingly gives false information to any law enforcement officer with intent to implicate another.

Keith A. Cohen
 Signature of Complainant

4/13/2020

Date

Complaint - Synopsis Additional Page

April 13, 2020

I was severely injured by multiple Bensalem Police Officers after I called Bensalem Police for assistance with my disabled vehicle. Police arrived while I was waiting for my insurer's tow truck to arrive and was informed by the officers that I would have to use the tow company used by the police instead, at my expense. Not being able to afford the quoted fee, I told them I would use the tow company sent by my insurer instead and refused their service. My vehicle was on the side of the road, not blocking traffic and there was no traffic back up. At that point without cause, I was restrained by the police, searched and then violently assaulted, beaten, pushed down to the ground, pinned against a concrete post, handcuffed over tightly, arrested and, with no explanation, placed in a police van for transport. I complained about the tightness of the handcuffs to no avail, was bruised, cut, bleeding and in pain but medical treatment was refused, instead after a rocky ride where I was thrown about, I was taken to my father's home and released from custody without any charges being made. My car was impounded incurring a fee of \$ 350.00. I required and received emergency medical treatment, extensive follow up care to date and am still disabled, in pain and suffering from the police conduct from this incident.